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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/696,827	10/25/2000	Ramanamurthy Dantu	062891.0482	4732

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Baker Botts L L P
2001 Ross Avenue
Dallas, TX 75201-2980

EXAMINER

HASHEM, LISA

ART UNIT	PAPER NUMBER
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2645

DATE MAILED: 09/23/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/696,827

Applicant(s)

DANTU ET AL.

Examiner

Lisa Hashem

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 08 March 2004.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-9, 13-22, 26-39, 43-52, 56-69, 73-82, 95, 96 and 98-102 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-9, 13-22, 26-39, 43-52, 56-69, 73-82, 95, 96 and 98-102 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date <u>7/6-15-2004</u> . | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

2. Claims 1-9, 13-22, 26-30, 31-39, 43-52, 56-60, 61-69, 73-82, 95-96, and 98-102 are rejected under 35 U.S.C. 102(e) as being clearly anticipated by U.S. Patent Application No. 6,622,016 by Sladek et al, hereinafter Sladek.

Regarding claim 1, Sladek discloses a method for providing services for wireless data calls (see Figure 3; column 3, lines 35-39; column 10, lines 35-56; column 13, lines 34-64; column 6, lines 10-22), comprising: monitoring a wireless data call for a predefined event (e.g., location of a mobile device; a user's profile can contain selections or preferences of the predefined event) associated with a service (e.g. call connection, messages) for the wireless data call; and initiating the service for the wireless data call in response to detecting the predefined event for the wireless data call (column 15, lines 6-18).

Regarding claim 2, the method of claim 1 mentioned above, wherein Sladek further discloses the predefined event inherently comprises a uniform resource locator (URL) match, wherein the user directly accesses a server via the Internet with a mobile device, e.g. a wireless access protocol client with web accessibility (column 17, line 55 – column 18, line 10).

Regarding claim 3, the method of claim 1 mentioned above, wherein Sladek further discloses the predefined event inherently comprises a uniform resource locator (URL) change, wherein the user directly accesses a server via the Internet with a mobile device, e.g. a wireless access protocol client (column 11, lines 10-22; column 17, line 55 – column 18, line 10).

Regarding claim 4, the method of claim 1 mentioned above, wherein Sladek further discloses the predefined event inherently comprises use of transmission resources in excess of a predefined amount (column 17, lines 29-54; column 26, lines 30-49).

Regarding claim 5, the method of claim 1 mentioned above, wherein Sladek further discloses the predefined event inherently comprises use of transmission resources in a forward direction from a mobile device to a wireless network in excess of a predefined amount (column 26, lines 30-49).

Regarding claim 6, the method of claim 1 mentioned above, wherein Sladek further discloses the predefined event inherently comprises use of transmission resources in a reverse direction from a wireless network to a mobile device in excess of a predefined amount (column 17, lines 29-54).

Regarding claim 7, the method of claim 1 mentioned above, wherein Sladek further discloses the predefined event comprises a location-based event (column 5, lines 47-58; column 15, lines 6-18).

Regarding claim 8, the method of claim 1 mentioned above, wherein Sladek further discloses the predefined event comprises a location change of a mobile device for the wireless data call (column 5, lines 47-58; column 15, lines 6-18; column 24, lines 27-43).

Regarding claim 9, the method of claim 1 mentioned above, wherein Sladek further discloses the method further comprising: monitoring the wireless data call for a plurality of predefined events together associated with a service for the wireless data call; and initiating the service for the data call in response to detecting a predefined number of the predefined events (column 6, lines 10-22; column 20, lines 32-54; column 24, lines 13-26).

Regarding claim 13, the method of claim 1, wherein Sladek further discloses the service inherently comprises a prepaid calling card service (column 24, lines 44-65).

Regarding claim 14, the method of claim 1 mentioned above, wherein Sladek further discloses the service inherently comprises a volume limited network access service (column 18, lines 11-22).

Regarding claim 15, the method of claim 1 mentioned above, wherein Sladek further discloses the service inherently comprises a time limited network access service (column 24, lines 13-26).

Regarding claim 16, the method of claim 1 mentioned above, wherein Sladek further discloses the service comprises a location based service (column 24, lines 27-43; column 29, lines 1-24).

Regarding claim 17, the method of claim 1 mentioned above, wherein Sladek further discloses the service inherently comprises a web filtering service, wherein the user directly accesses a server via the Internet with a mobile device, e.g. a wireless access protocol client with web accessibility (column 11, lines 10-22; column 17, line 55 – column 18, line 10).

Regarding claim 18, the method of claim 17 mentioned above, wherein Sladek further discloses the predefined event comprises requesting access to a web site and the service

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comprises granting access to the web site, wherein the user directly accesses a server via the Internet with a mobile device, e.g. a wireless access protocol client with web accessibility (column 11, lines 10-22; column 17, line 55 – column 18, line 10).

Regarding claim 19 the method of claim 17 mentioned above, wherein Sladek further discloses the predefined event comprises requesting access to a web site and the service inherently comprises denying access to the web site, wherein the user directly accesses a server via the Internet with a mobile device, e.g. a wireless access protocol client with web accessibility (column 11, lines 10-22; column 17, line 55 – column 18, line 44).

Regarding claim 20, the method of claim 1 mentioned above, wherein Sladek further discloses the service comprises an automatic web site redirection, wherein the user directly accesses a server via the Internet with a mobile device, e.g. a wireless access protocol client with web accessibility (column 11, lines 10-22; column 17, line 55 – column 18, line 10).

Regarding claim 21, the method of claim 1 mentioned above, wherein Sladek further discloses the service inherently comprises a quality of service (QoS) based billing service, (column 14, lines 31-41;).

Regarding claim, 22, the method of claim 1 mentioned above, wherein Sladek further discloses the service inherently comprises a uniform resource locator (URL) based billing service (column 27, line 42 – column 28, line 13).

Regarding claim 26, the method of claim 1 mentioned above, wherein Sladek further discloses the method further comprising: monitoring the wireless data call for a plurality of predefined events, each associated with a service for the wireless data call; and initiating a

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service for the wireless data call in response to detecting the associated predefined event for the wireless data call (column 6, lines 10-22; column 20, lines 32-54; column 24, lines 13-26).

Regarding claim 27, the method of claim 1 mentioned above, wherein Sladek further discloses the predefined event comprises a service trigger (e.g. phone number of the mobile device), further comprising inherently retrieving the service trigger from a service agent at setup of the data call (page 5, column 2, section 0059, lines 1-16).

Regarding claim 28, the method of claim 1 mentioned above, wherein Sladek further discloses the predefined event comprises a service trigger, further comprising: inherently retrieving a plurality of service triggers from a service agent for the data call at call setup; monitoring the wireless data call for a service trigger; and initiating a service associated with the service trigger for the wireless data call in response to detecting the service trigger (column 17, lines 29-54; column 29, lines 1-24).

Regarding claim 29, the method of claim 1 mentioned above, wherein Sladek further discloses the method further comprising monitoring content of the data call for the predefined event (column 15, lines 51-63; column 17, line 55 – column 18, line 10; column 24, lines 1-12).

Regarding claim 30, the method of claim 1 mentioned above, wherein Sladek further discloses the method further comprising monitoring content of data call in real-time for the predefined event (column 15, lines 51-63; column 17, line 55 – column 18, line 10; column 24, lines 1-12).

3. Regarding claims 31-39, 43-52, and 56-60, please see the rejection of the method in claims 1-9, 13-22, and 26-30, respectively, to reject the system in claims 31-39, 43-52, and 56-60; wherein Sladek inherently discloses a computer processable medium; and logic stored on the

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computer processable medium (column 10, lines 35-56) operable to monitor a wireless data call and initiate a service for said call.

4. Regarding claims 61-69 and 73-82, please see the rejection of the method in claims 1-9 and 13-22, respectively, to reject the system in claims 61-69 and 73-82.

5. Regarding claims 95-96 and 98-102, please see the rejection of the method in claims 1, 9, and 26-30, respectively, to reject the system in claims 95-96 and 98-102.

Response to Arguments

6. Applicant's arguments, see pages 15-17, filed March 8, 2004, with respect to the rejection(s) of claim(s) 1-9, 13-22, 26-39, 43-52, 56-69, 73-82, 95, 96 and 98-102 under 35 USC 103(e) being unpatentable by Elsey, have been fully considered and are persuasive. Therefore, the rejection has been withdrawn. However, upon further consideration, a new ground(s) of rejection is made: 102(e) rejection(s) for claims 1-9, 13-22, 26-39, 43-52, 56-69, 73-82, 95, 96 and 98-102 being unpatentable by U.S. Patent Application No. 6,622,016 by Sladek. Please see the rejections above for further review.

7. Please note that claims 43-44 were omitted in the Remarks as being rejected on pages 15-17 in Applicant's arguments.

8. Accordingly, **THIS ACTION IS MADE NON-FINAL.**

Conclusion

9. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure

- U.S. Patent No. 6,401,113 by Lazaridis et al teach a system and method for pushing information from a host system to a mobile device upon sensing a triggering event; a

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redirector operating at the host system enables a user to continuously redirect certain user-selected data items from the host system to said device upon detecting one or more user-defined triggering events

10. Any response to this action should be mailed to:

Commissioner of Patents and Trademarks
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Or faxed to:

(703) 872-9314 (for formal communications intended for entry)

Or call:

(703) 306-0377 (for customer service assistance)

Hand-delivered responses should be brought to: Crystal Park II, 2121 Crystal Drive, Arlington, VA, Sixth Floor (Receptionist).

11. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Lisa Hashem whose telephone number is (703) 305-4302. The examiner can normally be reached on M-F 8:30-5:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Fan Tsang can be reached on (703) 305-4895. Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Group receptionist whose telephone number is (703) 305-3900.

LH

lh

September 17, 2004

Allan Hoosain
ALLAN HOOSAIN
PRIMARY EXAMINER